



STATE OF NEVADA

BEFORE THE NEVADA COMMISSION ON ETHICS

**In the Matter of the Request for Opinion
Concerning the Conduct of LAURAYNE MURRAY,
Chair, Town Board, Town of Pahrump
Nye County, State of Nevada,**

**Request for
Opinion No. 08-07C**

Subject.

**NOTICE OF HEARING
and
PANEL DETERMINATION
NRS 281A.440.3, .8 and NAC 281.197**

NOTICE OF HEARING

PLEASE TAKE NOTICE, that a hearing has been set to consider the allegations listed below against Laurayne Murray (Subject) in accordance with Chapters 233B and 281A of the Nevada Revised Statutes and Chapter 281 of the Nevada Administrative Code.

The purpose of the hearing is to determine whether, a violation of the Nevada Ethics in Government Law occurred. Further, if a violation is found, the Commission will determine whether such violation is willful and whether penalties will be imposed by the Commission, pursuant to NRS 281A.480.

THE HEARING WILL TAKE PLACE:

**June 30, 2008 beginning at 3:30 p.m., or as soon thereafter as the
Commission is able to hear the matter, at the following location:
NEVADA LEGISLATIVE BUILDING, 401 S. CARSON STREET, ROOM
3143, CARSON CITY, NEVADA 89701 with a video-conference link to
GRANT SAWYER STATE BUILDING, 555 E. WASHINGTON AVENUE,
ROOM 4401, LAS VEGAS, NEVADA 89101.**

The hearing is one of several hearings scheduled at the same time as part of a regular meeting of the Commission, this matter may be continued until later in the day or from day to day (if hearing is scheduled for more than one day). The Subject must be present when this matter is called. If the Subject is not present when this hearing is called, the Commission may consider as true the alleged violations specified in the Panel Determination. Please direct any hearing scheduling matters to **Patricia D. Cafferata, Executive Director, Esq., (775) 687-5469 ext. 222.**

The hearing is an open meeting under Nevada's open meeting law, and may be attended by the public. A verbatim record will be made by a certified court reporter. The Subject has the right to appear, hear evidence presented to the Commission and to respond and present evidence. The Subject may be represented by legal counsel. A finding by the Commission of a violation of NRS Chapter 281A must be supported by a preponderance of the evidence.

The Subject has the right to request that the Commission issue subpoenas on the Subject's behalf to compel witnesses to testify and/or produce evidence. In making this request, the Subject may be required to demonstrate the relevance of the witness' testimony and/or evidence. Other important rights are found in NRS 281A, NRS 233B, and NAC 281.005 through 281.242.

PANEL DETERMINATION

JURISDICTION

As a member of the Pahrump Town Board (Board), Layrayne Murray is a public officer as defined by NRS 281A.160. As such, the Nevada Commission on Ethics has jurisdiction over this matter, pursuant to NRS 281A.280 and NRS 281A.440.2(b).

ALLEGATIONS

The Request for Opinion (Complaint) that is at issue alleges that the Subject violated the Ethics in Government Law (NRS 281A) as follows:

- NRS 281A.400.2 when she allegedly used her position to benefit herself and/or her husband when she participated in union negotiations during the closed session at the March 11, 2008 Board meeting.
- NRS 281A.420.2 and NRS 281A.420.4 for allegedly failing to comply with the requirement to disclose and abstain at the March 11, 2008 Board meeting on matters where the independence of judgment of a reasonable person in her situation would be materially affected by her commitment to her husband.
- Allegedly failing to comply with a previous binding Commission advisory opinion, pursuant to NRS 281A.440.1(a), that recommended she refrain from participating in confidential meetings concerning collective bargaining negotiations between the Town of Pahrump and Pahrump Valley Fire and Rescue Service (PVFRS).

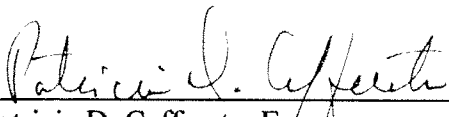
On June 2, 2008, pursuant to NRS 281A.440.3, a Panel of Commissioners consisting of Commissioners George Keele and Paul Lamboley (Panel) reviewed the following: Complaint;

Response to Complaint; Executive Director's Report and Recommendation and supplement Regarding Just and Sufficient Cause; and evidence collected.

The Panel found that **just and sufficient cause DOES exist** for the Commission to hold a hearing and render an opinion on whether the Subject violated NRS 281A.400.2, NRS 281A.420.2, NRS 281A.420.4 and NRS 281A.440.1(a) as alleged.

The Request for Opinion is, therefore, REFERRED TO THE NEVADA COMMISSION ON ETHICS for a hearing on these allegations.

Dated: June 3, 2008



Patricia D. Cafferata, Esq.
Executive Director

CERTIFICATE OF MAILING

I certify that I am an employee of the Nevada Commission on Ethics and that on this 2nd day of June, 2008, in Carson City, Nevada, I placed a true and correct copy of the **NOTICE OF HEARING AND PANEL DETERMINATION ON RFO No. 08-07C** in an envelope and caused same to be mailed via Federal Express next day delivery to the following address:

Laurayne Murray
6820 S. Surrey Lane
Pahrump, NV 89048

DATED:

June 2, 2008

Michelle A. Ene
An employee, Nevada Commission on Ethics